

STATE OF INDIANA ) IN THE MARION COUNTY SUPERIOR COURT  
COUNTY OF MARION ) SS:  
CAUSE NO. 49D04-0702-PL-004337

STATE OF INDIANA, )  
Plaintiff, )  
v. )  
GRACE MARK and )  
JASON M. MARK, individually and )  
doing business as, Mark Motors, )  
Defendants. )

**FILED**

APR 01 2008

(82)

*Elizabeth A. White*  
CLERK OF THE MARION CIRCUIT COURT

**CONSENT JUDGMENT**  
**AS TO DEFENDANT GRACE MARK**

The Plaintiff, State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Mary Ann Wehmueller, having filed its Amended Complaint for Injunction, Consumer Restitution, Costs and Civil Penalties, and Defendant, Grace Mark, individually, and doing business as, Mark Motors, hereby enter into this Consent Judgment without trial and adjudication of any issue of fact or law. Now, therefore, by consent and agreement of the parties hereto, it is

**ORDERED, ADJUDGED and DECREED** as follows:

1. On December 3, 2007, the Attorney General filed his Amended Complaint for Injunction, Injunction, Consumer Restitution, Costs and Civil Penalties alleging various violations of the Indiana Deceptive Consumer Sales Act, Indiana Code §24-5-0.5-1 *et seq.*, for Defendants' failure to deliver vehicle titles within a stated or reasonable period of time.

### INJUNCTIVE RELIEF

2. Pursuant to Ind. Code §24-5-0.5-4(c)(1), Defendant Grace Mark, her agents, representatives, employees, successors and assigns are permanently enjoined from engaging in the following:

- a. selling motor vehicles without delivering vehicle titles as required by Ind. Code §9-17-3-3;
- b. misrepresenting warranty of title in violation of Ind. Code §24-5-0.5-3(a)(8); and,
- c. misrepresenting her ability to deliver vehicle titles within a stated or reasonable period of time in violation of Ind. Code §24-5-0.5-3(a)(10).

### DAMAGES

3. Pursuant to Ind. Code §24-5-0.5-4(c)(3), judgment is granted in favor of Plaintiff, State of Indiana, for its cost of investigation and prosecution in the amount of \$250.00.

### CONTINUING JURISDICTION

4. The Court shall retain jurisdiction for the purpose of issuing such orders as may be necessary to interpret or enforce the provisions herein.

**IN WITNESS THEREOF**, Defendant Grace Mark has signed this document on behalf of herself, her agents, representatives, employees, successors, assigns, and all persons acting or claiming to be acting on her behalf, through any corporate business name or device. Deputy Attorney General Mary Ann WehmueLLer, has signed this document on behalf of Plaintiff, State of Indiana.

**STATE OF INDIANA**

**STEVE CARTER**

Attorney No. 4150-64

Attorney General

By: Mary Ann WehmueLLer  
Mary Ann WehmueLLer  
Deputy Attorney General  
Atty. No. 0015251-49A

Dated: March 31, 2008

By: Grace Mark  
Grace Mark  
Defendant

Dated: March 25, 2008

Approved: Stephen Sherron  
Stephen Sherron  
Counsel for Defendant

Dated: March 27, 2008

**JUDGMENT**

Judgment in favor of Plaintiff, State of Indiana, against Defendant, Grace Mark, individually, and doing business as, Mark Motors, for costs in the amount of \$250.00 is **ORDERED, ADJUDGED and DECREED** this APR 01 2008 day of 2008, 2008.

Michael J. Shook  
Judge, Marion County Superior Court-4  
Civil Division

Lyndee J. Rogers  
JUDGE

**DISTRIBUTION:**

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